IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) Thilo LEINEWEBER et al.

Serial No. 10/797,680

Filed March 9, 2004

For METHOD AND DEVICE FOR CONTROLLING THE

SPEED OF A MOTOR VEHICLE

Examiner Nicholas KISWANTO

Art Unit 3664

Confirmation No. 4908

Alexandria, Virginia 22313-1450

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office via the Office electronic filing

system on May 1, 2009. Mail Stop AF

Commissioner for Patents Signature: /Wendy Espinal/ P.O. Box 1450 Wendy Espinal

NOTICE OF APPEAL

SIR:

Applicants hereby appeal the Examiner's decision made in the Final Office Action dated February 2, 2009 (the three-month response date for which is May 2, 2009), finally rejecting claims 1, 2 and 5.

The \$540.00 Notice of Appeal fee is being paid by credit card.

The Commissioner is hereby authorized to charge payment of any additional fees required in connection with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account no. 11-0600 of Kenyon & Kenyon LLP.

Respectfully submitted,

Date: May 1, 2009 By: /Michelle M. Carniaux/

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